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IN THE UNITED STATES PATENT AND TRADEMARK OFFICE



In re Appln. Of: OOHASHI et al.
Appln. Serial No.: 10/599,609
Filed: October 3, 2006
For: PHOTODIODE AND METHOD FOR FABRICATING SAME
Confirmation No.: 1581
DOCKET: NEC 05P015

Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

SUPPLEMENTAL INFORMATION DISCLOSURE STATEMENT

Dear Sir:

In connection with the above-entitled matter, Applicants attach a copy of the PCT International Preliminary Report on Patentability dated October 19, 2006 and Translation of the Written Opinion of the related PCT patent application. Applicants are not submitting copies of the references as they are already of record in this case. The claims in the present application are believed to be patentably distinguished over these references.

This Information Disclosure Statement is being made pursuant to the duty of disclosure imposed by law and formulated in 37 CFR 1.56(A). No representation is made that the information thus disclosed in fact constitute prior art or that it is the closest prior art, inasmuch as 37 CFR 1.56(A) relies on a materiality concept which depends on subjectivity.

In compliance with the requirements of 37 C.F.R. § 1.98(a)(3), as a concise statement of relevance, as it is presently understood by the individual designated in 35 U.S.C. § 1.56(c) most

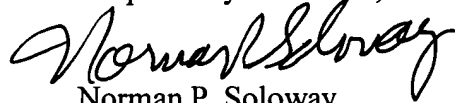
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knowledgeable about the content of the information, the undersigned attorney of record submits a copy of a PCT Preliminary Report on Patentability and Translation of the Written Opinion in a related PCT application in which the references were cited. The relevance to the pending U.S. patent application is that the references were cited in a PCT patent application on related subject matter. However, no independent analysis of the reference, the accuracy of the statement of PCT Examiner or the claims of the PCT application under the laws of the United States relative to the subject matter claimed in the present application has been made; the present understanding of the contents thereof by the undersigned being based on the PCT Examiner's comments submitted therewith.

The enclosed Information Disclosure Statement is being submitted within three months of receipt of the PCT Preliminary Report on Patentability and Translation of the Written Opinion, as certified in the attached Certification for Information Disclosure Statement. Therefore, we believe there are no fees involved with this prior art disclosure statement. However, in the event there are any fees payable, please charge them to our Deposit Account No. 08-1391.


Respectfully submitted,



Norman P. Soloway
Attorney for Applicants
Registration No. 24,315

CERTIFICATE OF MAILING

I hereby certify that this correspondence is being deposited with the United States Postal Service as First Class Mail in an envelope addressed to: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450 on December 12, 2006 at Tucson, Arizona.

By: 

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**STATEMENT UNDER 37 CFR 1.97(e) ACCOMPANYING
INFORMATION DISCLOSURE STATEMENT**

Docket No.
NEC 05P015

In Re Application Of: **OOHASHI et al.**

DEC 27 2006
UNITED STATES PATENT & TRADEMARK OFFICE

Application No. 10/599,609	Filing Date October 3, 2006	Examiner	Customer No. 27,667	Group Art Unit	Confirmation No. 1581
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Invention:

PHOTODIODE AND METHOD FOR FABRICATING SAME

COMMISSIONER FOR PATENTS:

This is a statement under the provisions of 37 CFR 1.97(e) in the above-identified application.

Check applicable statement herebelow:

Statement Under 37 CFR 1.97(e)(1)

- ☒ Each item of information contained in the accompanying Information Disclosure Statement was first cited in any communication from a foreign patent office in a counterpart foreign application not more than three months prior to the filing of the Information Disclosure Statement.

Statement Under 37 CFR 1.97(e)(2)

- ☐ No item of information contained in the accompanying Information Disclosure Statement was cited in a communication from a foreign patent office in a counterpart foreign application, and, to the knowledge of the undersigned person, after making reasonable inquiry, no item of information contained in the accompanying Information Disclosure Statement was known to any individual designated in 37 CFR 1.56(c) more than three months prior to the filing of the Information Disclosure Statement.


Signature

Dated: **12/22/06**

**NORMAN P. SOLOWAY
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Certificate of Mailing by First Class Mail

I certify that this correspondence is being deposited with the United States Postal Service with sufficient postage as first class mail in an envelope addressed to "Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450" [37 CFR 1.8(a)] on

December 22, 2006
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Signature of Person Mailing Correspondence

Patricia Sorensen

Typed or Printed Name of Person Mailing Correspondence

CC: